

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

CARYL VONDRA, Personal Representative of)
the Estate of Melvin Vondra, WILLIAM)
MEYERS, Personal Representative of the)
Estate of Patricia Meyers, and COREY ILG,) 8:07CV85
Personal Representative of the Estate of Duane)
Ilg,)

Plaintiffs,)) MEMORANDUM AND ORDER
v.))

CHEVRON U.S.A., INC., SHELL CHEMICAL)
L.P., SHELL OIL COMPANY, UNION OIL)
COMPANY OF CALIFORNIA, BARTON)
SOLVENTS, INC., and CITGO PETROLEUM)
CORPORATION,)

Defendants.))

This matter is before the court on the defendants' motions for reconsideration, Filing Nos. [218](#), [220](#), and [222](#). Defendants ask the court to reconsider its ruling on defendants' motion for summary judgment, citing the recent case of [*Taylor v. American Chemistry Council, 576 F.3d 16 \(1st Cir. 2009\)*](#). Alternatively, defendants seek certification of a question to the Nebraska Supreme Court. The court has reviewed the case and the parties' respective positions and finds that motion should be denied. There are factual issues that need to be resolved before the legal issues can be addressed.

IT IS ORDERED that the defendants' motions to reconsider or certify (Filing No. [218](#), Filing No. [220](#), and Filing No. [222](#)) are denied.

DATED this 20th day of October, 2009.

BY THE COURT:

s/ Joseph F. Bataillon
Chief District Judge

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